MONTANA LEGISLATIVE HISTORY

Chapter 56 1993

Bill H _____ S 146 Original bill & history ____C

H. Committee on Local Govt		S. Committee on Local Govt	
Hearing Date(s) Feb 14	✓ C	Hearing Date(s) Jan 25	✓ C
_____	____C	_____	____C
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_____	____C	_____	____C
Date Out _____	____C		

Did this bill originate in an interim committee? ____Yes ____No

Committee _____ Report _____

SENATE COMMITTEE

ON

LOCAL GOVERNMENT

MINUTES

FOURTH MEETING JAN.25, 1973

Senator Cornie Thiessen called this meeting to order at 11:05 a.m. in room 410 of the State Capitol Building.

ROLL CALL

ROLL CALL was taken, all members, except Senator David James, were present.

SB 98

AMENDMENT

Senator Lowe was introduced to speak in behalf of SB 98 which was sent to a subcommittee in the last meeting. Senator Lowe proposed the following amendment to the bill: delete the words "project for which a bond was sold" from the title and insert the words: "specific project for which bonds were issued."

Senator Goodheart moved to pass the amendment. PASSED UNANIMOUSLY; Senator Harrison moved that the bill, as amended, do pass. PASSED UNANIMOUSLY.

SB 146

Senator Devine explained Senate Bill 146 saying that previously, the residency requirement for policeman in Montana was one year. This bill would do away with any residency requirement. Senator Bertche moved and Senator Aber seconded the bill pass. PASSED UNANIMOUSLY.

SB 155

Senator Bennett introduced Senate Bill 155 dealing with methods of financing off-street parking. Keith Keller, Montana League of Cities and Towns, explained that he had drafted the bill which was based on a plan similar to that used in Anchorage,

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Proceedings of the
Local Government Committee

The meeting was called to order by Chairman Al Kosena, the secretary called roll. Excused were Representatives Lombardi, Marks, Kimble, Zimmer, Smith. Absent were Representatives Mehrens Lockrem and Jones.

SENATE BILL 146: Chief sponsor is Senator Devine. He was the only proponent and there were no opponents. The committee in Executive Session gave the bill a unanimous do pass. Representative Kendall will carry it on the floor.

SENATE BILL 63: Senator Groff was the chief sponsor. He and Dan Mizner of the League of City and Towns were proponents. There were no opponents. The committee gave the bill a unanimous do pass with one grammatical error correction. It will be carried on the floor by Representative Turman.

SENATE BILL 157: Senator Lowe was the chief sponsor. He and Dan Mizner, League of City and Towns andDiana Schladweiler for the League of Women Voters were the proponents. There were no opponents. The committee gave a unanimous do pass. Representative Kendall will carry it on the floor.

SENATE BILL 228: Senator Lowe was the chief sponsor. He and J.T. Loendorf were the proponents. Dan Mizner of the League of City and Towns was the only opponent. The committee gave the bill a do not pass recommendation. Those voting no were Representatives Holtz and Cox. Representative Turman will explain the bill on the floor.

SENATE BILL 229: Senator Bennetts was the chief sponsor. He and J.T. Loendorf were the proponents. Dan Mizner was the only opponent. The committee gave the the bill a do not pass recommendation. Voting no was Representative Cox. Representative Turman will carry the bill.

Violation of Sale of Dangerous Drugs by a Person Twenty-one (21) Years of Age or Under.

Be it enacted by the Legislative Assembly of the State of Montana:

Section 1. Section 54-132, R.C.M. 1947, is amended to read as follows:

"54-132. **Criminal sale of dangerous drugs.** (a) A person commits the offense of a criminal sale of dangerous drugs if he sells, manufactures, prepares, cultivates, compounds or processes any dangerous drug as defined in this act and does not come within the exceptions of section 54-131.

(b) A person convicted of criminal sale of dangerous drugs shall be imprisoned in the state prison for a term not less than one (1) year nor more than life."

Approved: February 25, 1973.

CHAPTER NO. 56

An Act Amending Section 11-1814, R.C.M. 1947, by Providing for the Abolition of Residency Requirements for Policemen.

Be it enacted by the Legislative Assembly of the State of Montana:

Section 1. Section 11-1814, R.C.M. 1947, is amended to read as follows:

"11-1814. **Qualification of policemen.** The members of a police department of any city, at the time of their appointment under this act, shall not be less than twenty (20) years of age nor more than forty *(40)* years of age, provided, however, that any city council shall have the power by ordinances duly passed and approved to retire any police officer on half pay, who shall have arrived at the age of sixty-five *(65)* years, or who shall have served continuously as a police officer for a period of not less than twent-five *(25)* years, or who shall have become incapacitated to perform the duties of his office by reason of injury or accident sustained while actually engaged in the performance of his duties as an officer.

A police officer must be a citizen of the United States.

Every police officer must be able to speak and write understandingly the English language."

Approved: February 25, 1973.

CHAPTER NO. 57

An Act Amending Section 32-3602, R.C.M. 1947, Allowing Counties with More Than Six Thousand (6,000) Feet of Bridges and Less Than Twenty Million Dollars ($20,000,000) Taxable Value an Additional Bridge Levy of Two (2) Mills.

Be it enacted by the Legislative Assembly of the State of Montana:

Section 1. Section 32-3602, R.C.M. 1947, is amended to read as follows:

"32-3602. **Special bridge taxes—levy and collection.** (1) Each board may levy a special tax not to exceed three (3) mills on all taxable property in the county for the purpose of constructing, maintaining and repairing free public bridges.

(2) An additional levy for these purposes may be made under the following conditions:

(a) In any county where the total linear feet of bridges or bridge construction is more than four thousand (4,000) feet and the taxable value of property in that county is four million dollars ($4,000,000) or less, the board may, if necessary, levy one (1) mill.

(b) In counties where the total linear feet of bridges or bridge construction is more than six thousand (6,000) feet and the taxable value of property in that county is not less than four million dollars ($4,000,000) nor more than *twenty million dollars ($20,000,000)*, the board may, if necessary, levy two (2) mills.

(3) For the purposes of this section, a free public bridge is defined as any drainage structure located on, over or through any road or highway.

(4) These taxes must be levied and collected in the same manner as other taxes. The money shall be kept as a special bridge fund, subject to the order of the board for use as herein provided, and shall not be transferable to any other fund."

Approved: February 25, 1973.

CHAPTER NO. 58

An Act to Amend Section 76-107, R.C.M. 1947, to Provide for Supervisors in Conservation Districts Which Include Incorporated Municipalities Within its Boundaries.

Be it enacted by the Legislative Assembly of the State of Montana: